

# AUTO CR - LOG SUMMARY #1075857

TYPE: INFO

## Incident Finding / Overall Case Finding

Description of Incident	Finding	Entered By	Entered Date
	(None Entered)		

## Reporting Party Information

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
NON-CPD Reporting Party Victim						F	U		

## Incident Information

Incident From Date/Time	Address of Incident	Beat	Dist. Of Occurrence	Location Code	Location Description
25-JUN-2015 09:00 - 25-JUN-2015 09:00		0812	008	092 - ALLEY	

## Accused Members

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Status	Initial / Intake Allegation
CPD Employee Accused	NEMCOVIC, JOSEPH	1794		001 /	SERGEANT OF POLICE	OFF Duty	Th reporting party alleges the accused officer was harassing her children when he told them, "I will have you guys cited for violation of the city ordinance if you don't stop playing basketball in the alley." The reporting party alleges she and the officer have been having ongoing disagreements as a result of alleged damage to the officers garage door by the reporting party's children.

## Other Involved Parties

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
NON-CPD Witness						F	WHI		

## Involved Party Associations

Role	Rep. Party Name	Related Person	Relationship
Reporting Party Victim		NEMCOVIC, JOSEPH	NEIGHBORS
Reporting Party Victim			NEIGHBORS

## Incident Details

CR Required?		Manner Incident Received?	BELL
Confidential?		Biased Language?	N
Extraordinary Occurrence?	N	Bias Based Profiling?	N
Police Shooting (U)?	N	Alcohol Related?	N
Non Disciplinary Intervention:	N	Pursuit Related?	N
Initial Assignment:	IAD	Violence in Workplace?	N
Notify IAD Immediately?	N	Domestic Violence?	N
EEO Complaint No.:			
Civil Suit No.:		Civil Suit Settled Date:	
Notify Chief Administrator?	N	Notify Chief?	
Notify Coordinator?		Notification Does Not Apply?	Y
Notification Other?	N		
Notification Comments:			

## Incident Category List

Incident Category	Primary?	Initial?
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## Incident Category List

Incident Category	Primary?	Initial?
09B - GROUP 09 - CONDUCT UNBECOMING VIOLATIONS (OFF DUTY) ALTERCATION / DISTURBANCE - NEIGHBOR	Y	Y
09B - GROUP 09 - CONDUCT UNBECOMING VIOLATIONS (OFF DUTY) ALTERCATION / DISTURBANCE - NEIGHBOR		N

## Investigator History

Investigator	Type	Assigned Team	Assigned Date	Scheduled End Date	Investigation End Date	No. of Days
O CONNOR, MARK	Primary	CENTRAL INVESTIGATIONS SECTION	30-JUN-2015	30-JUL-2015	24-JUL-2015	24
O KELLY, PATRICK	Supervisor	CENTRAL INVESTIGATIONS SECTION	30-JUN-2015	30-JUL-2015	24-JUL-2015	

## Extension History

Name	Previous Scheduled End Date	Extended Scheduled End Date	Date Certified Letter Sent	Reason Selected	Explanation	Extension Report Date	Approved By	Approved Date	Approval Comments
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## Current Allegations

Accused Name	Seq. No.	Allegation	Category	Subcategory	Finding
NEMCOVIC, JOSEPH	1	It is alleged by complainant [REDACTED] A that on 25 June 2015 at 2100 hours, at 6605 West 64th Street in the alley, the accused, off duty Sergeant Joseph NEMCOVIC, star 1794, Employee Number [REDACTED] /Unit 001, threatened [REDACTED] #8217;S children by telling them &#8220;If you don&#8217;t stop playing basketball I&#8217;m going to have you cited for violation of the city ordinance&#8221;.	009 GROUP 09 - CONDUCT UNBECOMING VIOLATIONS (OFF DUTY)	ALTERCATION / DISTURBANCE - NEIGHBOR	NO AFFIDAVIT

## Situations (Allegation Details)

Accused Name	Alleg. No.	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
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## Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
CLOSED/NO CONVERSION	27-JUL-2015 07:36	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	27-JUL-2015 07:04	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATIVE REVIEW	24-JUL-2015 07:35	O CONNOR, MARK	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATION	30-JUN-2015 09:42	TIERNEY, JOHN	SERGEANT OF POLICE	121 /	
PENDING ASSIGN INVESTIGATOR	26-JUN-2015 10:17	DUNN, BRENDA	SERGEANT OF POLICE	121 /	
PENDING APPROVE TEAM	26-JUN-2015 08:09	WATSON, JOHN	POLICE OFFICER	121 /	
PENDING ASSIGN TEAM	25-JUN-2015 09:24	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PENDING SUPERVISOR REVIEW	25-JUN-2015 09:18	SHEETS, FRANK	INVESTIGATOR 2 COPA	113 /	
PRELIMINARY	25-JUN-2015 09:02	SHEETS, FRANK	INVESTIGATOR 2 COPA	113 /	

## Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content	Approve Inclusion
1	FACE SHEET					SHEETS, FRANK	25-JUN-2015 09:02			
1	INVESTIGATION					O CONNOR, MARK	30-JUN-2015 11:28			
2	CONFLICT CERTIFICATION					O CONNOR, MARK	30-JUN-2015 11:29			

## Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content	Approve Inclusion
4	DOCUMENTS - INTAKE INCIDENT		1		N	SHEETS, FRANK	25-JUN-2015 09:17	APPROVED		
5	DOCUMENTS - INVESTIGATION		1		N	O CONNOR, MARK	14-JUL-2015 10:10	APPROVED		
6	DOCUMENTS - INVESTIGATION		1		Y	O CONNOR, MARK	14-JUL-2015 10:11	APPROVED		
7	DOCUMENTS - INVESTIGATION		1		Y	O CONNOR, MARK	14-JUL-2015 10:12	APPROVED		
8	DOCUMENTS - INVESTIGATION		2		Y	O CONNOR, MARK	17-JUL-2015 07:45	APPROVED		
9	DOCUMENTS - INVESTIGATION		2		Y	O CONNOR, MARK	14-JUL-2015 10:14	APPROVED		
10	DOCUMENTS - INVESTIGATION		1	MCC 10-8-350 Performance in Public Ways	Y	O CONNOR, MARK	14-JUL-2015 10:17	APPROVED		
	DOCUMENTS - INVESTIGATION		4		Y	O CONNOR, MARK	24-JUL-2015 07:20	APPROVED		

## Review Incident

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
LIEUTENANT REVIEW		SUBMITTED	O KELLY, PATRICK	SERGEANT OF POLICE	196	27-JUL-2015 07:36	
SERGEANT REVIEW		SUBMITTED	O KELLY, PATRICK	SERGEANT OF POLICE	196	27-JUL-2015 07:04	

## Review Accused

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
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## Accused Finding History

Accused	Allegation	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Finding	Finding Comments
NEMCOVIC, JOSEPH	1. It is alleged by complainant [REDACTED] that on 25 June...	O CONNOR, MARK	24-JUL-2015 07:35			NO AFFIDAVIT	

## Accused Penalty History

Accused	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Penalty	Penalty Comments
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## Findings

Accused Name	Allegations	Category	Concur?	Findings	Comments
NEMCOVIC, JOSEPH	It is alleged by complainant [REDACTED] that on 25 June 2015 at 2100 hours, at [REDACTED] in the alley, the accused, off duty Sergeant Joseph NEMCOVIC, star 1794, Employee Number [REDACTED] Unit 001, threatened ESPITIA [REDACTED] children by telling them "If you don't stop playing basketball I'm going to have you cited for violation of the city ordinance".	009 GROUP 09 - CONDUCT UNBECOMING VIOLATIONS (OFF DUTY)		NO AFFIDAVIT	

# FACE SHEET (Notification Date: 25-JUN-2015) - LOG #1075857

TYPE: INFO

## Reporting Party Information

	Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
NON-CPD	Reporting Party Victim						F	U		

## Incident Information

Incident From Date/Time	Address of Incident	Beat	Dist. Of Occurrence	Location Code	Location Description
25-JUN-2015 09:00 - 25-JUN-2015 09:00		0812	008	092 - ALLEY	

## Accused Members

	Role	Name	Star No.	Emp No.	UOA / UOD	Position	Status	Initial / Intake Allegation
CPD Employee	Accused	NEMCOVIC, JOSEPH	1794		001 /	SERGEANT OF POLICE	OFF Duty	Th reporting party alleges the accused officer was harassing her children when he told them, "I will have you guys cited for violation of the city ordinance if you don't stop playing basketball in the alley." The reporting party alleges she and the officer have been having ongoing disagreements as a result of alleged damage to the officers garage door by the reporting party's children.

## Incident Details

CR Required?		Manner Incident Received?	BELL
Confidential?		Biased Language?	N
Extraordinary Occurrence?	N	Bias Based Profiling?	N
Police Shooting (U)?	N		
Motor Vehicle (V)?		Alcohol Related?	N
Non Disciplinary Intervention:	N	Pursuit Related?	N
Initial Assignment:	IAD	Violence in Workplace?	N
Notify IAD Immediately?	N	Domestic Violence?	N
EEO Complaint No.:			
Civil Suit No.:		Notify Chief?	
Notify Chief Administrator?	N	Notification Does Not Apply?	Y
Notify Coordinator?			
Notification Other?	N		

## Initial Incident Category List

Initial Incident Category	Primary?
09B - GROUP 09 - CONDUCT UNBECOMING VIOLATIONS (OFF DUTY) ALTERCATION / DISTURBANCE - NEIGHBOR	Y
09B - GROUP 09 - CONDUCT UNBECOMING VIOLATIONS (OFF DUTY) ALTERCATION / DISTURBANCE - NEIGHBOR	

## Assignment History

Assigned To	Assigned Team	Investigator	Assignment Date/Time	Assigned By	Reason
IAD	CENTRAL INVESTIGATIONS SECTION	O KELLY, PATRICK (SUPERVISOR)	30-JUN-2015 09:42	TIERNEY, JOHN	
IAD	CENTRAL INVESTIGATIONS SECTION	O CONNOR, MARK (PRIMARY INV)	30-JUN-2015 09:42	TIERNEY, JOHN	
IAD	CENTRAL INVESTIGATIONS SECTION	-	26-JUN-2015 08:09	WATSON, JOHN	
IAD	INTERNAL AFFAIRS DIVISION	-	25-JUN-2015 21:02	SHEETS, FRANK	

## Status History

## Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
CLOSED/NO CONVERSION	27-JUL-2015 07:36	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	27-JUL-2015 07:04	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATIVE REVIEW	24-JUL-2015 07:35	O CONNOR, MARK	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATION	30-JUN-2015 09:42	TIERNEY, JOHN	SERGEANT OF POLICE	121 /	
PENDING ASSIGN INVESTIGATOR	26-JUN-2015 10:17	DUNN, BRENDA	SERGEANT OF POLICE	121 /	
PENDING APPROVE TEAM	26-JUN-2015 08:09	WATSON, JOHN	POLICE OFFICER	121 /	
PENDING ASSIGN TEAM	25-JUN-2015 09:24	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PENDING SUPERVISOR REVIEW	25-JUN-2015 09:18	SHEETS, FRANK	INVESTIGATOR 2 COPA	113 /	
PRELIMINARY	25-JUN-2015 09:02	SHEETS, FRANK	INVESTIGATOR 2 COPA	113 /	

008<sup>th</sup> District  
Bureau of Patrol

25JUN15

To: Commander O'Donnell, 008<sup>th</sup> District

From: Sgt. Sean Tully #1090  
008<sup>th</sup> District

Subject: Complaint Log Initiation #1075857

Complainant: [REDACTED] F/4/38, DOB: [REDACTED]  
[REDACTED]

Witness: [REDACTED]

Accused: Sgt. Joseph Nemcovic #1794  
Employee # [REDACTED] Assigned to 001

Allegation: Harrassment

Date: 25 JUN15

Location: 6605 W. 63<sup>rd</sup> Pl, Alley

IPRA Notif: Sheets #150

I.A.D. Notif: By Fax

CPD Notif: Bt. 801- Sgt. Moravec #933  
Bt. 899- Vucko #555

Narrative: On today's date complainant alleges that the accused yelled at her kid for playing basketball in the alley and threatening them by saying "If you don't stop playing basketball I'm going to have you sited for violation of the city ordinance." Complainant further stated that accused was mad at the kids because he is alleging that the kids are damaging his garage door. R/Sgt relocated to [REDACTED] and spoke with [REDACTED] (witness) who stated that the accused told the kids to stop playing basketball in the alley after he heard a loud bang against the garage door and observed a dent in the door. Witness further stated that they just replaced the garage door because their old door was damaged last year from the kids playing basketball in the alley. Witness also related that she had a personal obligation to take care of after R/Sgt's interview and will be contacting the 008<sup>th</sup> District at a later time to file a report for the damage.

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Sgt. Sean Tully #1090

Opt-Out: +

CPD 0339416



Department of Police \* City of Chicago  
3510 South Michigan Avenue \* Chicago, Illinois 60653

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Date 30 June 2015  
Re: C. L. No. 1075857

Dear [REDACTED]

A complaint against a Department member, registered under the above Complaint Log (C.L.) Number, is currently under investigation by the Chicago Police Department.

A vital step in the investigation is an interview with the person who registered the complaint as well as witnesses. This step is essential in order to conduct a complete and thorough investigation.

Please contact me as soon as possible so that I can make arrangements to meet with you regarding the incident under investigation. The following information is provided so that you can contact me without unnecessary inconvenience:

Name: Sergeant Mark T. O'Connor  
Address: 3510 S. Michigan Ave  
Telephone: 312-745-6310  
Hours Available: 08:00 a.m. - 02:00 p.m.

Sincerely,

Sgt. Mark T. O'Connor #2384

CPD-44.223 (REV. 1/07)

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Emergency: 9-1 -1 \* Non-Emergency: (Within City limits) 3-1 -1 \* Non-Emergency: (Outside City limits) 312-746-6000  
TTY: 312-746-9715 \* E-mail: [police@ci.chi.il.us](mailto:police@ci.chi.il.us) \* Website: [www.ci.chi.il.us/CAPS](http://www.ci.chi.il.us/CAPS)

CPD 0339417



City of Chicago  
Department of Police  
3510 South Michigan Avenue  
Chicago, Illinois 60653

Sgt. M. O'Connor - Unit 121

CERTIFIED MAIL™

Ms.

Sent To  
Street, Apt. No.  
or PO Box No.  
City, State, ZIP

PS Form 3800

**(Domestic Mail Only; No Insurance Coverage Provided)**

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

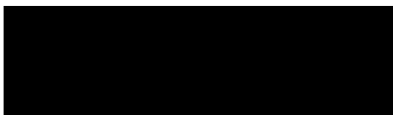
Postage	Certified Fee	Return Receipt Fee (Endorsement Required)	Restricted Delivery Fee (Endorsement Required)	Total Postage & Fees
\$				\$

Postmark Here

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:



2. Article Number

**COMPLETE THIS SECTION ON DELIVERY**

- A. Signature ☐ Agent ☒ Addressee
- B. Received by (Printed Name) C. Date of Delivery
- D. Is delivery address different from item 1? ☐ Yes ☒ No  
If YES, enter delivery address below:

3. Service Type
- |   |   |
|---|---|
| <input type="checkbox"/> Certified Mail | <input type="checkbox"/> Express Mail                   |
| <input type="checkbox"/> Registered     | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Insured Mail   | <input type="checkbox"/> C.O.D.                         |
4. Restricted Delivery? (Extra Fee) ☐ Yes

U.S. Postal Service  
**CERTIFIED MAIL RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

Sgt. M. O'Connor Unit 121

Postage

\$

Certified Fee

Return Receipt Fee (Endorsement Required)

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees

\$

CHICAGO POLICE DEPARTMENT  
JUL - 1 2015

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Sent To

Street, Apt. No.,  
or PO Box No.

City, State, ZIP



[English](#)[Customer Service](#)[USPS Mobile](#)[Quick Tools](#)[Mail & Ship](#)[Track & Manage](#)[Postal Store](#)[B](#)

USPS Tracking™

Tracking Number: [REDACTED]

Updated Delivery Day: Friday, July 3, 2015

## Product &amp; Tracking Information

Av

Postal Product:

Features:

Certified Mail™

Text I

Email

[REDACTED]		
July 3, 2015 , 11:50 am	Delivered	CHICAGO, IL 60638
Your item was delivered at 11:50 am on July 3, 2015 in CHICAGO, IL 60638.		
July 3, 2015 , 8:11 am	Out for Delivery	CHICAGO, IL 60638
July 3, 2015 , 8:01 am	Sorting Complete	CHICAGO, IL 60638
July 3, 2015 , 7:51 am	Arrived at Unit	CHICAGO, IL 60638
July 2, 2015 , 4:38 pm	Arrived at USPS Facility	CHICAGO, IL 60607
July 2, 2015 , 6:18 am	Departed USPS Facility	BEDFORD PARK, IL 60499

TO: Juan J. Rivera  
Chief  
Bureau of Internal Affairs

FROM: Mark T. O'Connor #2384  
Sergeant  
Bureau of Internal Affairs – Area Central Investigations Section

SUBJECT: Attempts to Contact Complainant [REDACTED]  
Re: C.L. No. 1075857

On 30 June 2015, at 1225 hours, in furtherance of this investigation, the Investigating Sergeant attempted to contact the complainant [REDACTED] at listed telephone contact number from the original incident summary intake form, [REDACTED] [REDACTED], and after no answer was prompted to leave a voice message. The message contained a request by the undersigned for contact and contained contact information. It was noted that during the prompting message it began, "You have reached the mailbox number of [REDACTED]"

On 30 June 2015, in furtherance of this investigation, the Investigating Sergeant also sent a certified mailing, recorded under USPS Tracking No. [REDACTED] [REDACTED] and sent to listed address of complainant, [REDACTED] Chicago, Illinois, 60638. Per U.S.P.S. tracking the mailing was delivered on 03 July 2015.

On 06 July 2015, at 1010 hours, in furtherance of this investigation, the Investigating Sergeant attempted a second time to contact the complainant [REDACTED] [REDACTED] at listed telephone contact number from the original incident summary intake form, [REDACTED] and after no answer was prompted to leave a voice message. The message contained a request by the undersigned for contact and contained contact information. It was noted that during the prompting message it began, "You have reached the mailbox number of [REDACTED]"

On 13 July 2015, at 1415 hours, in furtherance of this investigation, the Investigating Sergeant attempted a third time to contact the complainant [REDACTED] [REDACTED] at listed telephone contact number from the original incident summary intake form, ([REDACTED]), and after no answer was prompted to leave a voice message. The message contained a request by the undersigned for contact and contained contact information. It was noted that during the prompting message it began, "You have reached the mailbox number of [REDACTED]" As of the date of this report the Investigating Sergeant has no knowledge of any attempts by the complainant [REDACTED] to contact the Investigating Sergeant.

Signature Page

Mark T. O'Connor #2384  
Sergeant  
Bureau of Internal Affairs

ELECTRONICALLY APPROVED

**CLEAR Data Warehouse**  
**Personnel Check Sorted by Name**  
**For All Units**  
**Report Date= 7/14/2015 Requested By=** [REDACTED]

Click a Column Heading to sort the data.

LAST	FIRST	MI	SEX	RACE	BIRTH_DATE	AGE	EMPL_#	HGT	WGT	TITLE	APPTMT_DATE	SENRTY_DT	YOJ	DIST	STAR	ASGN	DTL	WATCH	LOGON_ID	EMP_TYPE
TULLY	SEAN	F	M	WHT	[REDACTED]	41	[REDACTED]	600	160	9171	08-JUN-1998	01-NOV-2012	17	008	1090	008		3	[REDACTED]	P

This results table currently has 1 records in it.  
For Official Police Use Only! Not For Dissemination!

**CLEAR Data Warehouse**  
**Personnel Check Sorted by Name**  
**For All Units**  
**Report Date= 6/30/2015 Requested By= [REDACTED]**

Click a Column Heading to sort the data.

LAST	FIRST	MI	SEX	RACE	BIRTH_DATE	AGE	EMPL_#	HGT	WGT	TITLE	APPTMT_DATE	SENRTY_DT	YOJ	DIST	STAR	ASGN	DTL	WATCH	LOGON_ID	EMP_TYPE
NEMCOVIC	JOSEPH	S	M	WHT	[REDACTED]	44	[REDACTED]	511	184	9171	05-SEP-1995	01-MAY-2005	19	008	1794	001	4	[REDACTED]	[REDACTED]	P

This results table currently has 1 records in it.  
For Official Police Use Only! Not For Dissemination!

**10-8-350 Performance in public ways.**

No person shall engage in any game, sport, amusement, performance or exhibition, or exhibit any machine or show or any animal, or indulge in any acrobatic or gymnastic feats, on any public way in the city, except as provided in Section 10-8-330 and Chapter 4-244.

Nor shall any person give or cause to be given any performance, show or exhibition of any kind or nature whatsoever in any show window or in or on any premises immediately abutting upon any public way in the city, which is designed or intended to or which in fact does collect, attract or cause to be collected or attracted a sufficient number of persons to interfere with the passage of the public along the public way upon which such show window or premises abut. If said show, performance or exhibition results in the collection or attraction of a sufficient number of persons to interfere with the passage of the public along such public way, any member of the department of police shall have the power and it shall be his duty to enter such premises and cause such show, performance or exhibition to be discontinued forthwith, and to cause any performer, figure, apparatus, or other thing of any kind or nature whatsoever, engaged in or used in or about such show, performance or exhibition, to be removed from such show window or premises forthwith.

Any person violating any of the provisions of this section or interfering with the enforcement thereof shall be fined not less than \$5.00 nor more than \$100.00 for each offense.

(Prior code § 36-33; Amend Coun. J. 4-21-99, p. 92524, § 3; Amend Coun. J. 4-14-10, p. 88490, § 1; Amend Coun. J. 1-18-12, p. 19230, § 5; Amend Coun. J. 5-9-12, p. 27485, § 166)

Bureau of Internal Affairs  
Area Central Investigations Section

17 July 2015  
C.L.1075857

TO: Juan J. Rivera  
Chief  
Bureau of Internal Affairs

FROM: Mark T. O'Connor #2384  
Sergeant  
BIA – Area Central Investigation Section

SUBJECT: Approval of Complaint Log No.1075857

The attached Investigation has been completed and is submitted for your approval.

*Sgt. Mark T. O'Connor #2384*

Sergeant Mark T. O'Connor  
Bureau of Internal Affairs  
Area Central Investigations Section

APPROVED:

*[Signature] 1945 23 JUL 15*  
Case Management Officer  
Bureau of Internal Affairs  
Area Central Investigations Section

# SUMMARY REPORT DIGEST

## CHICAGO POLICE DEPARTMENT

LOG NO  
**1075857**TYPE  
**INFO**DATE OF REPORT  
**17-JUL-2015**

INSTRUCTIONS: To be used in all cases that are to be classified as either **EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT**, or in **SUSTAINED** cases where the Disciplinary Recommendation does not exceed **Five (5) DAYS SUSPENSION**.

**TO:** DEPUTY SUPERINTENDENT, BUREAU OF PROFESSIONAL STANDARDS  
**ATTENTION:** CHIEF, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
O CONNOR, MARK	9171	2384		121	

REFERENCE NOS.(LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS		DATE / TIME	25-JUN-2015 21:06	BEAT: 812
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### ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
NEMCOVIC, JOSEPH S	9171	1794		001		M / WHI		05-SEP-1995	NO	YES

### REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
				F / U	/ 38

### VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
				F / U	/ 38

### WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
				F / WHI	/

\* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

### ALLEGATIONS

NOTE: COMPLAINT "TYPE" REMAINS INFO - NO AFFIDAVIT

It is alleged by complainant [REDACTED] that on 25 June 2015 at 2100 hours, at [REDACTED] in the alley, the accused, off duty Sergeant Joseph NEMCOVIC, star 1794, Employee Number [REDACTED]/Unit 001, threatened [REDACTED] children by telling them "If you don't stop playing basketball I'm going to have you cited for violation of the city ordinance".



## SUMMARY

SEE ATTACHED NARRATIVE - 1 Page

## ATTACHMENTS

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER:	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
0	10	0	10

## FINDINGS - RECOMMENDATIONS

ACCUSED: Sergeant Joseph NEMCOVIC, star 1794, Employee No. [REDACTED] / Unit 001

ALLEGATION: off duty - threatened arrest

FINDING: No Affidavit

RECOMMENDEATION: Case to be Closed – No Conversion

DATE INITIATED  
(Date incident was received for investigation)

30-JUN-2015

DATE COMPLETED (Date of this report)

17-JUL-2015

ELAPSED TIME  
(Total time expressed in days)

17

Investigator will initiate the Command Channel Review form by  
completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

*Sgt. Mark T. O'Leary #2384*

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

CPD 0339427

SUMMARY REPORT DIGEST  
Chicago Police Department

Log No.  
1075857

Type  
INFO

Date of Report  
17 July 2015

### INVESTIGATION SUMMARY

On 30 June 2015 the Investigating Sergeant received this complaint for investigation. Included in the original file were: the original F.A.C.E Sheet and the initiation report. It was alleged that off duty Chicago Police Department member Sergeant Joseph NEMCOVIC star 1794, Employee Number [REDACTED] Unit 001 threatened to have the complainant's children arrested during a dispute over playing basketball in the alley between the neighboring garages of complainant [REDACTED] and accused NEMCOVIC. The Investigating Sergeant attested to the non-conflict certificate. Now included with this report is an unsigned sworn affidavit marked non cooperative due to the lack of any response by the reporting party/complainant [REDACTED] after several attempts for contact to further this investigation (**Attachment 1, 2, 3 4**).

On 30 June 2015, in furtherance of this investigation, the Investigating Sergeant created a certified mailing, recorded under USPS Tracking No. [REDACTED] and sent to listed address of complainant, 6605 West 63<sup>rd</sup> Place, Chicago, Illinois, 60638. This mailing contained the contact information of the Investigating Sergeant and a request to contact. Per U.S.P.S. tracking the mailing was delivered on 03 July 2015 (**Attachment 5, 6, 7**).

On 30 June 2015, at 1225 hours, 06 July 2015 at 1010 hours, and 13 July 2015, at 1415 hours, the Investigating Sergeant attempted to contact the complainant [REDACTED] at the listed telephone contact number from the original incident summary intake form, ([REDACTED]). After no answer, The Investigating Sergeant was prompted to leave a voice message. The Investigating Sergeant's message contained a request by the undersigned for contact and contained contact information. It was noted that during the prompting message it began, "You have reached the mailbox number of [REDACTED]". As of the date of this report the Investigating Sergeant has no knowledge of any attempts by the complainant [REDACTED] to contact the Investigating Sergeant (**Attachment 8**).

The accused was named in the initiation report and verified by an Alpha Star Query. A copy of Chicago Municipal Ordinance MCC 8-10-350, which prohibits playing basketball upon the public way, is included (**Attachments 9, 10**).

In the absence of a required signed sworn affidavit and without the cooperation of the complainant this investigation cannot continue and is now terminated. The listed witness was not notified. The accused was not notified of this allegation and no reports or statements are required from the named accused. It is recommended that this case is to be closed – NO AFFIDAVIT.